

**DELEGATION OF AUTHORITY  
CLEAN AIR ACT (CAA)**

**Implementation of Operating Permits Program**

**1. AUTHORITY.**

- a. To promulgate and administer the Federal operating permits program under Title V of the Clean Air Act (CAA) and 40 CFR part 71.
- b. To promulgate and administer the State, local, and Tribal operating permits program under Title V of the CAA and 40 CFR part 70.
- c. [This authority is not redelegated]

**2. TO WHOM REDELEGATED.** Through the Director, Air and Radiation Division, or equivalent, to the Branch Chief, Air, Permits, and Toxics Branch, or equivalent.

**3. LIMITATIONS.**

- a. The Administrator retains the authority to respond to petitions objecting to the issuance of permits filed in accordance with Section 505(b)(2) of the CAA.
- b. The Administrator retains the authority to promulgate and revise nationally applicable provisions of the operating permits programs under 40 CFR Parts 70 and 71.
- c. The Administrator retains the authority to promulgate and revise nationally applicable provisions of the operating permits programs under 40 CFR Parts 70 and 71.
  - i. approving or disapproving State, local, and Tribal operating permits programs and revisions, pursuant to subsection 502(d) of the CAA, delegated in 1.b; or
  - ii. providing notice that a permitting authority is not adequately administering and enforcing a program, or portion thereof, in accordance with the criteria defined in 40 CFR Part 70, delegated in 1.b; or
  - iii. withdrawing approval of a State, local or Tribal program, or portion thereof, under 40 CFR part 70, delegated in 1.b; or
  - iv. promulgating a Federal operating permits program for a State, local government or Tribe that varies from the nationally applicable Federal program under 40 CFR part 71, delegated in 1.a.

**4. REDELEGATION AUTHORITY.**

- a. With the exception of the authorities subject to the limitations in 3.c., the authorities in 1.a. and 1.b. may be redelegated to the branch chief level, or equivalent, and no further.
- b. An official who redelegates an authority retains the right to exercise or withdraw the authority. Redelegated authority may be exercised by any official in the chain of command down to the official to whom it has been specifically redelegated.

**5. SUPERSESSSION.** This delegation supersedes R10 7-114 (07/11/2016) and any other delegation of the same authority.

**6. ADDITIONAL REFERENCES. EPA Delegation 7-114.**

May 16, 2015  
Date

Chris Hladick  
Chris Hladick  
Regional Administrator